

**OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA**
SIXTH DAY'S PROCEEDINGS

**Thirty-First Extraordinary Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Wednesday, April 3, 2002

The Senate was called to order at 3:00 o'clock P.M., by Hon. John Hainkel, President of the Senate.

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. President	Fields	Lentini
Bajoie	Fontenot	Malone
Barham	Gautreaux	Marionneaux
Bean	Heitmeier	McPherson
Boissiere	Hines	Michot
Cain	Holden	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Thomas
Dupre	Jones, C	Ullo
Ellington	Lambert	
Total—38		

ABSENT

Theunissen
Total—1

The President of the Senate announced there were 38 Senators present and a quorum.

Prayer

The prayer was offered by Senator Barham, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Barham, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

April 3, 2002

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 19—
BY SENATORS SMITH, BARHAM, CAIN, ELLINGTON, HINES,
MCPHERSON AND ROMERO

A CONCURRENT RESOLUTION

To urge and request the secretary of the U.S. Department of Veterans Affairs to keep the Veterans Affairs Medical Center in Pineville open, and to reinstate those programs and services which have been reduced or eliminated at the hospital during the past several years.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 20—

BY SENATOR HOLDEN

A CONCURRENT RESOLUTION

To memorialize the Louisiana congressional delegation and the United States Congress to support the Act to Leave No Child Behind.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 23—

BY SENATOR SCHEDLER AND REPRESENTATIVE STRAIN

A CONCURRENT RESOLUTION

To designate March as Louisiana Nutrition Month.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 24—

BY SENATORS CRAVINS AND HINES AND REPRESENTATIVES HUDSON
AND DURAND

A CONCURRENT RESOLUTION

To commend and congratulate Joey and Denise Olivier of Arnaudville on being awarded the "Young Farmer and Rancher Achievement Award" by the Louisiana Farm Bureau in July, 2001 and by the American Farm Bureau in January, 2002.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**Privilege Report of the
Legislative Bureau**

April 3, 2002

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication.

HOUSE BILL NO. 2—
BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 13:5108.4(A)(9), relative to payment of legal expenses of state officials and employees; to provide for membership of the Attorney Fee Review Board; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 16—
BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(H), relative to the City Court of Natchitoches; to increase the jurisdictional amount in dispute for civil jurisdiction; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 27—
BY REPRESENTATIVES JOHNS, BOWLER, AND CLARKSON
AN ACT

To amend and reenact R.S. 9:315.9(A) and 315.20, relative to child support; to provide for the calculation of child support obligations in shared custodial arrangements, to provide a worksheet for the calculation of shared custody; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 38—
BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact Children's Code Article 1243(A)(introductory paragraph), relative to intrafamily adoptions; to specify that stepparents and stepgrandparents are eligible petitioners in intrafamily adoptions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 45—
BY REPRESENTATIVES ALARIO, MURRAY, LANDRIEU, K. CARTER,
AND HEATON
AN ACT

To amend and reenact Sections 20 and 23 of Act No. 305 of the 1978 Regular Session of the Legislature, as amended by Act No. 657 of the 1979 Regular Session of the Legislature, Act No. 99 of the 1980 Regular Session of the Legislature, Act No. 9 of the 1980 Second Extraordinary Session of the Legislature, Act No. 287 of the 1982 Regular Session of the Legislature, Act No. 572 of the 1984 Regular Session of the Legislature, Act No. 390 of the 1987 Regular Session of the Legislature, Act No. 43 of the 1992 Regular Session of the Legislature, Act No. 1013 of the 1993

Regular Session of the Legislature, Act Nos. 13 and 42 of the 1994 Regular Session of the Legislature, and Act Nos. 1174 and 1176 of the 1997 Regular Session of the Legislature, relative to the Ernest N. Morial-New Orleans Exhibition Hall Authority, to grant additional powers to the authority, including authorization for the levy and collection of an additional tax on hotel occupancy and a food and beverage tax; to provide for the issuance of bonds and other obligations of the authority to finance expansion projects; to provide for additional bonding capacity of the authority; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 46—
BY REPRESENTATIVES MURRAY, ALARIO, LANDRIEU, K. CARTER,
HEATON, AND CLARKSON
AN ACT

To amend and reenact R.S. 47:322.38, relative to the state sales and use tax on hotel occupancy levied in Orleans Parish; to provide for the use of the avails of the tax; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 51—
BY REPRESENTATIVE HAMMETT
AN ACT

To enact R.S. 47:302.53, 322.45, and 332.51, relative to the disposition of certain sales tax collections in Concordia Parish; to establish the Concordia Parish Economic Development Fund in the state treasury; to provide for deposit of monies into the fund; to provide for the use of such monies; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 67—
BY REPRESENTATIVES MURRAY, ALARIO, LANDRIEU, K. CARTER,
HEATON, DEWITT, HAMMETT, AND CLARKSON
AN ACT

To amend Act No. 22 of the 2001 Regular Session of the Legislature, relative to the comprehensive capital construction budget, by adding thereto new Sections; to add projects for the Louisiana Stadium and Exposition District for upgrades of the New Orleans Arena and for an indoor football practice facility for the New Orleans Saints; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 104—
BY REPRESENTATIVES HAMMETT, DEWITT, PINAC, ALARIO, BAYLOR,
GLOVER, HILL, L. JACKSON, AND MONTGOMERY
AN ACT

To enact R.S. 47:301(10)(a)(v), relative to sales and use taxes; to provide for exclusions from the tax for certain capital expenditures by biotechnology companies; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 105—

BY REPRESENTATIVES HAMMETT, DEWITT, PINAC, ALARIO, K. CARTER, DANIEL, DURAND, FARRAR, HILL, L. JACKSON, MONTGOMERY, ODINET, AND TOWNSEND

AN ACT

To enact Part VI of Chapter 39 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2351 through 2354, relative to providing for the Technology Commercialization Credit Program; to provide legislative findings and purposes; to provide definitions; to provide for the establishment of the Technology Commercialization Credit Program; to provide for the technology commercialization credit; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 106—

BY REPRESENTATIVES HAMMETT, DEWITT, PINAC, ALARIO, HILL, MONTGOMERY, AND ODINET

AN ACT

To enact R.S. 47:6015, relative to tax exemptions; to authorize the Department of Economic Development to award certain tax credits to qualified taxpayers for increasing research activities; to provide for certain rules and procedures for awarding credits; to provide for the maximum amount of the tax credits awarded; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
LOUIS LAMBERT
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Lambert, the Bills and Joint Resolutions were read by title and passed to a third reading.

Introduction of Senate Bills and Joint Resolutions

Senator Lambert asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Bills and Joint Resolutions a first and second time and referring them to committee.

SENATE BILL NO. 114—

BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 25:315(A), relative to the Louisiana Music Commission; to provide for the domicile of the Louisiana Music Commission; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Commerce and Consumer Protection.

Introduction of Resolutions, Senate and Concurrent

Senator Lambert asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions,

Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE CONCURRENT RESOLUTION NO. 25—

BY SENATORS HINES

A CONCURRENT RESOLUTION

To urge and request that funding be included in the budget for Fiscal Year 2002-2003 for the prevention and treatment of stroke in Louisiana, as recommended by the Louisiana Strokes Treatment Task Force.

The resolution was read by title. Senator Hines moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Lentini
Bajoie	Fontenot	Malone
Barham	Gautreaux	Marionneaux
Bean	Heitmeier	McPherson
Boissiere	Hines	Michot
Cain	Holden	Mount
Chaisson	Hollis	Romero
Dardenne	Hoyt	Schedler
Dean	Jones, B	Smith
Dupre	Jones, C	Tarver
Ellington	Lambert	Ullo
Total—33		

NAYS

Total—0

ABSENT

Campbell	Irons	Theunissen
Cravins	Johnson	Thomas
Total—6		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 26—

BY SENATORS BAJOIE AND IRONS

A CONCURRENT RESOLUTION

To commend Ms. Halle Berry, on her historical win of an Academy Award for an actress in a leading position for her role in "Monster's Ball"; the first such award made to an African-American woman.

The resolution was read by title. Senator Bajoie moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

April 3, 2002

Mr. President	Fields	Lentini
Bajoie	Fontenot	Malone
Barham	Gautreaux	Marionneaux
Bean	Heitmeier	McPherson
Boissiere	Hines	Michot
Cain	Holden	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Ullo
Dupre	Jones, C	
Ellington	Lambert	
Total—37		

NAYS

Total—0

ABSENT

Theunissen	Thomas
Total—2	

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 3, 2002

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 55— BY REPRESENTATIVE MURRAY AN ACT

To enact R.S. 13:1312(D), relative to the Judicial Expense Fund of the Civil District Court for the Parish of Orleans and the First and Second City Courts of the city of New Orleans; to authorize the judges en banc to utilize the fund for the planning, designing, and construction of a new courthouse; and to provide for related matters.

HOUSE BILL NO. 58— BY REPRESENTATIVE BRUNEAU AN ACT

To amend and reenact R.S. 12:1364(A)(4) and (B)(4), relative to limited liability companies; to increase filing fees for annual reports; and to provide for related matters.

HOUSE BILL NO. 62— BY REPRESENTATIVE PINAC AN ACT

To enact R.S. 51:911.22(11) and 911.24(I), relative to the Louisiana Manufactured Housing Commission; to provide for definitions; to authorize the collection of criminal history record information on applicants for licensure; to provide for fees; and to provide for related matters.

HOUSE BILL NO. 77— BY REPRESENTATIVE FRITH AN ACT

To enact R.S. 33:2738.83, relative to the creation of a hospital sales tax district in Vermilion Parish; to create Hospital Sales Tax District No. 2; to provide relative to the governing authority of the sales tax district; to authorize the governing authority of the sales tax district to levy and collect a sales and use tax, subject to voter approval; and to provide for related matters.

HOUSE BILL NO. 86— BY REPRESENTATIVE MCVEA AND SENATOR FONTENOT AN ACT

To amend and reenact R.S. 46:1053(Y), relative to Hospital Service District Number One of East Baton Rouge Parish; to increase the membership of the board of commissioners; to provide relative to the terms of office of the members of the board of commissioners; to provide that one member shall be a physician; and to provide for related matters.

HOUSE BILL NO. 90— BY REPRESENTATIVE PINAC AN ACT

To enact R.S. 9:3572.2(A)(5) and (C), relative to loan brokers; to exempt certain authorized e-file providers from the licensing and bonding requirements; to provide for registration of e-file providers; to provide for maximum allowable fees; to provide for records retention; to provide for violations; and to provide for related matters.

HOUSE BILL NO. 112— BY REPRESENTATIVE SCHNEIDER AN ACT

To enact R.S. 13:721 and 722 and to repeal R.S. 13:719 and 720, relative to the Twenty-Second Judicial District Court; to provide for the office of commissioner for the Twenty-Second Judicial District Court in criminal matters; to provide for the selection and removal of the commissioner from office; to provide for the qualifications of office, salary, related benefits, expenses of office, and office space; to provide for the sources of funding for the commissioner and his office and employees; to provide for the duties and powers of the commissioner; to provide for conduct of proceedings by the commissioner upon consent of the parties; to provide for delays to traverse the findings and to provide for hearings thereon; to provide for the authority of a judge to accept, reject, or modify the findings; to repeal provisions providing for the existing office of commissioner; to provide for effective dates; and to provide for related matters.

HOUSE BILL NO. 125—

BY REPRESENTATIVES SCHNEIDER AND DANIEL
AN ACT

To amend and reenact R.S. 11:502.2(A)(2) and (B)(1)(b), to enact R.S. 11:502.2(A)(3), and to repeal Section 3 of Act No. 454 of the 2001 Regular Session of the Legislature, relative to the optional retirement plan of the Louisiana State Employees Retirement System; to provide for participation in such plan by members of the Executive Career Service; to provide for procedures and time limitations for application for participation in such plan; and to provide for related matters.

HOUSE BILL NO. 127—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:306(A)(1)(c) and to enact R.S. 47:306(A)(1)(d), relative to the sales tax filing requirements of the state through any department, agency, board, commission, or other state entity; to provide that the state and local sales tax returns shall be filed annually; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 128—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:306(A)(3)(a) and (B)(4), relative to the compensation allowed to dealers, manufacturers, wholesalers, jobbers, and suppliers for remitting sales taxes; to provide that compensation shall be allowed to dealers, manufacturers, wholesalers, jobbers, and suppliers who timely remit taxes to the secretary of the Department of Revenue; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 3—

BY REPRESENTATIVE CROWE
AN ACT

To enact R.S. 47:463.108 and 463.109, relative to motor vehicle prestige license plates; to provide for the creation of an In God We Trust prestige license plate and to provide for the creation of a 4-H prestige license plate; to provide for the issuance of such plates; to provide for the style and color of the 4-H prestige license plate; to provide relative to the fees for such plates; to provide for use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 48—

BY REPRESENTATIVE BALDONE AND SENATORS DUPRE AND GAUTREAUX
AN ACT

To amend and reenact R.S. 34:2201, relative to the Terrebonne Parish Port Commission; to provide with respect to appointment and removal of members to the commission; and to provide for related matters.

HOUSE BILL NO. 84—

BY REPRESENTATIVE DIEZ
AN ACT

To amend and reenact R.S. 32:414.2(A)(5) and to enact R.S. 32:414.2(A)(1)(e) and 427(A)(4), relative to commercial motor vehicle drivers; to provide relative to railroad grade crossing violations by commercial motor vehicle operators; to provide

relative to certain disqualifications; to provide for civil penalties assessed against employers of such drivers under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 92—

BY REPRESENTATIVE ALARIO AND SENATOR HEITMEIER
AN ACT

To amend and reenact R.S. 48:461.4(a)(1), relative to outdoor advertising; to provide relative to the classification of certain illuminated signs; to require certain illuminated signs to be classified as on-premise signs by the Department of Transportation and Development; to provide for certain exemptions; and to provide for related matters.

HOUSE BILL NO. 116—

BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 47:843(D)(2)(f), relative to tobacco tax regulations; to provide for certain cigarettes to which tax stamps shall not be affixed; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 137—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S. 48:461.4(b)(3), relative to outdoor advertising; to provide that certain signs shall not be placed in a stacked configuration; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 149 (Substitute for House Bill No. 59 by Representative Hebert)—

BY REPRESENTATIVE HEBERT
AN ACT

To amend and reenact R.S. 22:1401(J), relative to insurance rate filings; to limit the number of filings; to provide changes in rates; to provide for limits; to provide for approval; to provide for the Louisiana Insurance Rating Commission; to provide for actuarial justification; to provide for notice; and to provide for related matters.

HOUSE BILL NO. 11—

BY REPRESENTATIVE KENNEY
AN ACT

To enact R.S. 33:1236(65), relative to the governing authority of Franklin Parish; to authorize the governing authority to enact an ordinance requiring the clerk of court to collect an additional fee in certain cases; to provide for uses of the fee; to require the fee be remitted to the parish, to authorize the clerk of court to retain a percentage of the fee to defray costs; to require the police jury to hold public hearings prior to enacting the ordinance; and to provide for related matters.

HOUSE BILL NO. 15—

BY REPRESENTATIVES DOWNER, FUTRELL, FAUCHEUX, AND PRATT
AN ACT

To amend and reenact R.S. 29:422, relative to the Military Service Relief Act; to provide for benefits and rights of persons called to service in the uniformed services; to provide for applicability; to provide for notice requirements; and to provide for related matters.

HOUSE BILL NO. 24—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 9:203(D), relative to justices of the peace; to provide relative to the authority to perform marriage ceremonies in certain parishes; to provide authority to justices of the peace within the parishes of DeSoto, Bossier, Caddo, Bienville, Webster, or Red River to perform marriage ceremonies within these parishes; and to provide for related matters.

HOUSE BILL NO. 28—
BY REPRESENTATIVES GALLOT AND MCCALLUM
AN ACT

To enact R.S. 13:2583.2, relative to justice of the peace courts in Union Parish; to authorize each constable of a justice of the peace court to appoint a deputy constable for that ward; and to provide for related matters.

HOUSE BILL NO. 25—
BY REPRESENTATIVE JANE SMITH
AN ACT

To amend and reenact R.S. 13:621.26, relative to district judges; to provide for an additional judgeship for the Twenty-Sixth Judicial District Court; to provide for compensation of the additional judge; to provide for the election and term of office and those of the successors in office; and to provide for related matters.

HOUSE BILL NO. 29—
BY REPRESENTATIVE CURTIS
AN ACT

To enact R.S. 13:1899(C)(15), relative to the office of the marshal of the City Court of Alexandria; to increase court costs in criminal and traffic violation cases for the purpose of defraying the expenses of office; and to provide for related matters.

HOUSE BILL NO. 32—
BY REPRESENTATIVE SCHWEGMANN
AN ACT

To amend and reenact R.S. 33:9075(A), (C), (E), (F)(1)(a) and (b), and (H), relative to the Lake Oaks Subdivision Improvement District; to change the name of the district; to provide relative to the purpose and powers of the district and the plan for the district; to change the method for imposing a parcel fee in the district; to provide relative to the election to authorize such fee and the term of the fee; to provide for redesignation of the law relative to the district; and to provide for related matters.

HOUSE BILL NO. 42—
BY REPRESENTATIVE MCDONALD
AN ACT

To amend and reenact R.S. 33:1448(I), relative to retired sheriffs and retired sheriff's deputies; to provide that in Ouachita Parish the sheriff shall pay for hospital, surgical, and medical insurance for certain retired sheriffs and deputy sheriffs; and to provide for related matters.

HOUSE BILL NO. 43—
BY REPRESENTATIVE JANE SMITH
AN ACT

To amend and reenact Section 1 of Article 2 of Act 189 of the 1954 Regular Session of the Legislature, relative to the Bossier City-Parish Metropolitan Planning Commission; to increase the

membership of the commission; and to provide for related matters.

HOUSE BILL NO. 49—
BY REPRESENTATIVE POWELL
AN ACT

To enact R.S. 33:2476.3, relative to the compensation of members of the fire and police civil service board in the city of Hammond; to provide for compensation of members of the board for attendance at meetings; to provide limitations; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Bills and Joint Resolutions

Senator Lambert asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE BILL NO. 3—
BY REPRESENTATIVE CROWE
AN ACT

To enact R.S. 47:463.108 and 463.109, relative to motor vehicle prestige license plates; to provide for the creation of an In God We Trust prestige license plate and to provide for the creation of a 4-H prestige license plate; to provide for the issuance of such plates; to provide for the style and color of the 4-H prestige license plate; to provide relative to the fees for such plates; to provide for use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

HOUSE BILL NO. 11—
BY REPRESENTATIVE KENNEY
AN ACT

To enact R.S. 33:1236(65), relative to the governing authority of Franklin Parish; to authorize the governing authority to enact an ordinance requiring the clerk of court to collect an additional fee in certain cases; to provide for uses of the fee; to require the fee be remitted to the parish, to authorize the clerk of court to retain a percentage of the fee to defray costs; to require the police jury to hold public hearings prior to enacting the ordinance; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 15—
BY REPRESENTATIVES DOWNER, FUTRELL, FAUCHEUX, AND PRATT
AN ACT

To amend and reenact R.S. 29:422, relative to the Military Service Relief Act; to provide for benefits and rights of persons called to service in the uniformed services; to provide for applicability;

to provide for notice requirements; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 24—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 9:203(D), relative to justices of the peace; to provide relative to the authority to perform marriage ceremonies in certain parishes; to provide authority to justices of the peace within the parishes of DeSoto, Bossier, Caddo, Bienville, Webster, or Red River to perform marriage ceremonies within these parishes; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 25—
BY REPRESENTATIVE JANE SMITH
AN ACT

To amend and reenact R.S. 13:621.26, relative to district judges; to provide for an additional judgeship for the Twenty-Sixth Judicial District Court; to provide for compensation of the additional judge; to provide for the election and term of office and those of the successors in office; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 28—
BY REPRESENTATIVES GALLOT AND MCCALLUM
AN ACT

To enact R.S. 13:2583.2, relative to justice of the peace courts in Union Parish; to authorize each constable of a justice of the peace court to appoint a deputy constable for that ward; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 29—
BY REPRESENTATIVE CURTIS
AN ACT

To enact R.S. 13:1899(C)(15), relative to the office of the marshal of the City Court of Alexandria; to increase court costs in criminal and traffic violation cases for the purpose of defraying the expenses of office; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 32—
BY REPRESENTATIVE SCHWEGMANN
AN ACT

To amend and reenact R.S. 33:9075(A), (C), (E), (F)(1)(a) and (b), and (H), relative to the Lake Oaks Subdivision Improvement District; to change the name of the district; to provide relative to the purpose and powers of the district and the plan for the district; to change the method for imposing a parcel fee in the district; to provide relative to the election to authorize such fee

and the term of the fee; to provide for redesignation of the law relative to the district; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 42—
BY REPRESENTATIVE MCDONALD
AN ACT

To amend and reenact R.S. 33:1448(I), relative to retired sheriffs and retired sheriff's deputies; to provide that in Ouachita Parish the sheriff shall pay for hospital, surgical, and medical insurance for certain retired sheriffs and deputy sheriffs; and to provide for related matters.

On motion of Senator Lambert, the bill which is a duplicate of Senate Bill No. 64 was read by title and lies over under the rules.

HOUSE BILL NO. 43—
BY REPRESENTATIVE JANE SMITH
AN ACT

To amend and reenact Section 1 of Article 2 of Act 189 of the 1954 Regular Session of the Legislature, relative to the Bossier City-Parish Metropolitan Planning Commission; to increase the membership of the commission; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 48—
BY REPRESENTATIVE BALDONE AND SENATORS DUPRE AND GAUTREAUX
AN ACT

To amend and reenact R.S. 34:2201, relative to the Terrebonne Parish Port Commission; to provide with respect to appointment and removal of members to the commission; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

HOUSE BILL NO. 49—
BY REPRESENTATIVE POWELL
AN ACT

To enact R.S. 33:2476.3, relative to the compensation of members of the fire and police civil service board in the city of Hammond; to provide for compensation of members of the board for attendance at meetings; to provide limitations; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 55—
BY REPRESENTATIVE MURRAY
AN ACT

To enact R.S. 13:1312(D), relative to the Judicial Expense Fund of the Civil District Court for the Parish of Orleans and the First and Second City Courts of the city of New Orleans; to authorize the judges en banc to utilize the fund for the planning, designing,

and construction of a new courthouse; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 58—
BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 12:1364(A)(4) and (B)(4), relative to limited liability companies; to increase filing fees for annual reports; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Commerce and Consumer Protection.

HOUSE BILL NO. 62—
BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 51:911.22(11) and 911.24(I), relative to the Louisiana Manufactured Housing Commission; to provide for definitions; to authorize the collection of criminal history record information on applicants for licensure; to provide for fees; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Commerce and Consumer Protection.

HOUSE BILL NO. 77—
BY REPRESENTATIVE FRITH
AN ACT

To enact R.S. 33:2738.83, relative to the creation of a hospital sales tax district in Vermilion Parish; to create Hospital Sales Tax District No. 2; to provide relative to the governing authority of the sales tax district; to authorize the governing authority of the sales tax district to levy and collect a sales and use tax, subject to voter approval; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 84—
BY REPRESENTATIVE DIEZ
AN ACT

To amend and reenact R.S. 32:414.2(A)(5) and to enact R.S. 32:414.2(A)(1)(e) and 427(A)(4), relative to commercial motor vehicle drivers; to provide relative to railroad grade crossing violations by commercial motor vehicle operators; to provide relative to certain disqualifications; to provide for civil penalties assessed against employers of such drivers under certain circumstances; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

HOUSE BILL NO. 86—
BY REPRESENTATIVE MCVEA AND SENATOR FONTENOT
AN ACT

To amend and reenact R.S. 46:1053(Y), relative to Hospital Service District Number One of East Baton Rouge Parish; to increase the membership of the board of commissioners; to provide

relative to the terms of office of the members of the board of commissioners; to provide that one member shall be a physician; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 90—
BY REPRESENTATIVE PINAC
AN ACT

To enact R.S. 9:3572.2(A)(5) and (C), relative to loan brokers; to exempt certain authorized e-file providers from the licensing and bonding requirements; to provide for registration of e-file providers; to provide for maximum allowable fees; to provide for records retention; to provide for violations; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Commerce and Consumer Protection.

HOUSE BILL NO. 92—
BY REPRESENTATIVE ALARIO AND SENATOR HEITMEIER
AN ACT

To amend and reenact R.S. 48:461.4(a)(1), relative to outdoor advertising; to provide relative to the classification of certain illuminated signs; to require certain illuminated signs to be classified as on-premise signs by the Department of Transportation and Development; to provide for certain exemptions; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

HOUSE BILL NO. 112—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact R.S. 13:721 and 722 and to repeal R.S. 13:719 and 720, relative to the Twenty-Second Judicial District Court; to provide for the office of commissioner for the Twenty-Second Judicial District Court in criminal matters; to provide for the selection and removal of the commissioner from office; to provide for the qualifications of office, salary, related benefits, expenses of office, and office space; to provide for the sources of funding for the commissioner and his office and employees; to provide for the duties and powers of the commissioner; to provide for conduct of proceedings by the commissioner upon consent of the parties; to provide for delays to traverse the findings and to provide for hearings thereon; to provide for the authority of a judge to accept, reject, or modify the findings; to repeal provisions providing for the existing office of commissioner; to provide for effective dates; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 116—

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 47:843(D)(2)(f), relative to tobacco tax regulations; to provide for certain cigarettes to which tax stamps shall not be affixed; to provide for an effective date; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Commerce and Consumer Protection.

HOUSE BILL NO. 125—

BY REPRESENTATIVES SCHNEIDER AND DANIEL

AN ACT

To amend and reenact R.S. 11:502.2(A)(2) and (B)(1)(b), to enact R.S. 11:502.2(A)(3), and to repeal Section 3 of Act No. 454 of the 2001 Regular Session of the Legislature, relative to the optional retirement plan of the Louisiana State Employees Retirement System; to provide for participation in such plan by members of the Executive Career Service; to provide for procedures and time limitations for application for participation in such plan; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Retirement.

HOUSE BILL NO. 127—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:306(A)(1)(c) and to enact R.S. 47:306(A)(1)(d), relative to the sales tax filing requirements of the state through any department, agency, board, commission, or other state entity; to provide that the state and local sales tax returns shall be filed annually; to provide for an effective date; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 128—

BY REPRESENTATIVE HAMMETT

AN ACT

To amend and reenact R.S. 47:306(A)(3)(a) and (B)(4), relative to the compensation allowed to dealers, manufacturers, wholesalers, jobbers, and suppliers for remitting sales taxes; to provide that compensation shall be allowed to dealers, manufacturers, wholesalers, jobbers, and suppliers who timely remit taxes to the secretary of the Department of Revenue; to provide for an effective date; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 137—

BY REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 48:461.4(b)(3), relative to outdoor advertising; to provide that certain signs shall not be placed in a stacked configuration; to provide for an effective date; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Transportation, Highways, and Public Works.

HOUSE BILL NO. 149 (Substitute for House Bill No. 59 by Representative Hebert)—

BY REPRESENTATIVE HEBERT

AN ACT

To amend and reenact R.S. 22:1401(J), relative to insurance rate filings; to limit the number of filings; to provide changes in rates; to provide for limits; to provide for approval; to provide for the Louisiana Insurance Rating Commission; to provide for actuarial justification; to provide for notice; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Insurance.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

April 3, 2002

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 38—

BY REPRESENTATIVE LEBLANC

A CONCURRENT RESOLUTION

To encourage Louisiana lawyers, judges, and law professors to participate in the legal conferences and meetings within the world Francophone community and particularly those events taking place in Belgium and France in 2002 sponsored by the Francophone Section of the Louisiana State Bar Association.

HOUSE CONCURRENT RESOLUTION NO. 39—

BY REPRESENTATIVES WADDELL AND BRUNEAU

A CONCURRENT RESOLUTION

To include the Professional Civil Law Notary Association of North Louisiana and any other interested notary organization or individual as participants in the study conducted by the secretary of state pursuant to House Concurrent Resolution No. 81 of the 2001 Regular Session on the feasibility of statewide commissions for non-attorney notaries.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Concurrent Resolutions

Senator Lambert asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 38—

BY REPRESENTATIVE LEBLANC

A CONCURRENT RESOLUTION

To encourage Louisiana lawyers, judges, and law professors to participate in the legal conferences and meetings within the world Francophone community and particularly those events taking place in Belgium and France in 2002 sponsored by the Francophone Section of the Louisiana State Bar Association.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Judiciary A.

HOUSE CONCURRENT RESOLUTION NO. 39—

BY REPRESENTATIVES WADDELL AND BRUNEAU

A CONCURRENT RESOLUTION

To include the Professional Civil Law Notary Association of North Louisiana and any other interested notary organization or individual as participants in the study conducted by the secretary of state pursuant to House Concurrent Resolution No. 81 of the 2001 Regular Session on the feasibility of statewide commissions for non-attorney notaries.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Judiciary A.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

HEALTH AND WELFARE

Senator Schedler, Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

April 3, 2002

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

HOUSE CONCURRENT RESOLUTION NO. 31—

BY REPRESENTATIVE BROOME

A CONCURRENT RESOLUTION

To memorialize the United States Congress to support the Act to Leave No Child Behind.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 32—

BY REPRESENTATIVES THOMPSON AND WELCH

A CONCURRENT RESOLUTION

To urge and request the Children's Cabinet Advisory Board to examine the six YouthBuild programs currently existing in Louisiana, to determine which are the most successful and why, to make recommendations for the expansion of the YouthBuild program to other areas of the state, and to report its findings to the legislature prior to the convening of the 2003 Regular Session.

Reported favorably.

Respectfully submitted,
TOM SCHEDLER
Chairman

REPORT OF COMMITTEE ON

COMMERCE AND CONSUMER PROTECTION

Senator Hollis, Chairman on behalf of the Committee on Commerce and Consumer Protection, submitted the following report:

April 3, 2002

To the President and Members of the Senate:

I am directed by your Committee on Commerce and Consumer Protection to submit the following report:

SENATE BILL NO. 76—

BY SENATOR C. JONES

AN ACT

To amend and reenact Chapter 4-A of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:1021 through 1024, relative to the Tri-State Delta Economic Compact; to modify such compact; to provide for an alliance between states; to provide for economic development in regions of poverty and high unemployment; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 77—

BY SENATOR C. JONES

AN ACT

To enact R.S. 6:124.1(C)(4) and (D) and Chapter 4-B of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1030 through 1031, 1035 through 1037, and 1040, relative to the creation of a strategic plan to combat poverty; to provide for priorities in investment of public funds; to provide for the definition of a financial institution; to provide for the inclusion of certain parishes within the plan; to provide for creation of priority economic development zones; to provide for creation of priority health care zones; to provide for economic and tax relief within certain parishes; to provide for the renewal of communities; to provide for criterion; to provide for the office of community programs; to provide for reports to the legislature; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 78—
BY SENATOR C. JONES

AN ACT

To enact Chapter 4-B of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1030 through 1031, relative to the creation of a strategic plan to combat poverty; to provide for economic and tax relief within certain parishes; to provide for the renewal of communities; to provide for criterion; to provide for the office of community programs; to provide for reports to the legislature; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 79—
BY SENATOR C. JONES

AN ACT

To enact Chapter 4-B of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1030 through 1033, relative to the creation of a strategic plan to combat poverty through health care services and economic development; to provide for the inclusion of certain parishes; to provide for creation of priority economic development zones; to provide for creation of priority health care zones; to provide for coordination from the Department of Economic Development and the Department of Health and Hospitals; to provide for reports to the legislature; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
KEN HOLLIS
Chairman

REPORT OF COMMITTEE ON

INSURANCE

Senator Tarver, Chairman on behalf of the Committee on Insurance, submitted the following report:

April 3, 2002

To the President and Members of the Senate:

I am directed by your Committee on Insurance to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 1—
BY SENATOR FIELDS

A CONCURRENT RESOLUTION

To request submission of insurance company balance sheets for review by the legislative insurance committees and review by such committees of Insurance Rating Commission practices in approving rate increases.

Reported unfavorably.

HOUSE CONCURRENT RESOLUTION NO. 14—
BY REPRESENTATIVE GALLOT

A CONCURRENT RESOLUTION

To authorize and request the House Committee on Insurance and the Senate Committee on Insurance to study the practice of excluding named persons from coverage of automobile liability policies.

Reported favorably.

HOUSE BILL NO. 61—

BY REPRESENTATIVES JOHNS AND HEBERT
AN ACT

To amend and reenact R.S. 32:900(L)(2), relative to automobile liability policies; to provide for driver exclusions; to provide for agreements; to provide relative to application; and to provide for related matters.

Reported favorably.

Respectfully submitted,
GREGORY TARVER
Chairman

REPORT OF COMMITTEE ON

SENATE AND GOVERNMENTAL AFFAIRS

Senator Ullo, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

April 3, 2002

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

SENATE BILL NO. 15—
BY SENATOR DUPRE

AN ACT

To enact R.S. 44:4(36), relative to public records; to exempt from public records any vulnerable assessments and response plans in the possession of publicly owned utilities developed due to possible terrorist attacks; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 27—
BY SENATOR HAINKEL

A JOINT RESOLUTION

Proposing to enact Article X, Section 25.1 of the Constitution of Louisiana, relative to state employees, to require that the legislature provide by law for the removal of a state employee upon conviction of a felony; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments.

SENATE BILL NO. 65—

BY SENATOR DUPRE AND REPRESENTATIVE BALDONE
AN ACT

To enact R.S. 18:532.1(F) relative to precincts; to allow parish governing authorities to consolidate certain precincts; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 66—

BY SENATOR SCHEDLER
AN ACT

To enact R.S. 44:4(36), relative to public records; to provide relative to the confidentiality of supplemental rebate information contained in the records of the Department of Health and Hospitals and its agents; to provide an exemption of such information from the Public Records Act; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 74—

BY SENATOR MOUNT AND REPRESENTATIVE HILL
AN ACT

To amend and reenact R.S. 42:66(L)(1), relative to dual officeholding; to allow a deputy sheriff to hold the office of mayor or alderman of a municipality with a population of two thousand five hundred or less; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 97—

BY SENATOR CAIN
AN ACT

To enact R.S. 18:1505.2(P), relative to campaign finance; to prohibit the contribution, loan, expenditure, transfer, or other use of certain funds; to provide for penalties; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
CHRIS ULLO
Chairman

REPORT OF COMMITTEE ON

FINANCE

Senator Dardenne, Chairman on behalf of the Committee on Finance, submitted the following report:

April 3, 2002

To the President and Members of the Senate:

I am directed by your Committee on Finance to submit the following report:

SENATE BILL NO. 112—

BY SENATORS HOLLIS, HAINKEL, LENTINI, AND REPRESENTATIVES
ANSARDI, BOWLER, GREEN, SCALISE, SNEED AND TOOMY
AN ACT

To amend and reenact R.S. 39:1367(E)(2)(a)(iv), R.S. 47:820.2(B)(3)(d), and to enact R.S. 39:1367(E)(2)(a)(v), relative to the state debt limit; to provide for the use of funds subject to the state debt limit; to provide for the definition of net state tax supported debt; to authorize the Department of Transportation and Development to enter into cooperative endeavor agreements with certain local governing authorities for completion of certain projects; to authorize certain reimbursements from the TIMED program; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 103—

BY REPRESENTATIVES LEBLANC, MURRAY, AND WELCH
AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and designated purposes in specific amounts for the purpose of making supplemental appropriations for the funding of said agencies and purposes during the 2001-2002 Fiscal Year; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JAY DARDENNE
Chairman

**Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees**

Senator Dardenne asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just reported by Committees.

SENATE BILL NO. 15—

BY SENATOR DUPRE
AN ACT

To enact R.S. 44:4(36), relative to public records; to exempt from public records any vulnerable assessments and response plans in the possession of publicly owned utilities developed due to possible terrorist attacks; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 15 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 44:" insert "1(A)(4) and" and after "records;" insert "to provide for definitions;"

AMENDMENT NO. 2

On page 1, line 3, delete "and response plans in the " and insert "plans"

AMENDMENT NO. 3

On page 1, delete line 4, and insert "of publicly owned water utility companies developed due to possible"

AMENDMENT NO. 4

On page 1, line 7, after "R.S. 44:" insert "1(A)(4) and" and delete "is" and insert "are"

AMENDMENT NO. 5

On page 1, between lines 7 and 8, insert the following:

"§1. General Definitions

A.(1)	*	*	*
	*	*	*

R.S. 44:1(A)(4) is all proposed new law.

(4) As used in this Chapter, the term "vulnerability assessment" means a review of pipes and constructed conveyances, physical barriers, water collection, pretreatment, treatment, storage and distribution facilities, electronic, computer or other automated systems which are utilized by the public water system, the use, storage, or handling of various chemicals, and the operation and maintenance of such system."

* * *

AMENDMENT NO. 6

On page 1, line 12, delete "and response"

AMENDMENT NO. 7

On page 1, delete line 13, and insert the following:

"of a publicly owned water utility company. Nothing in this Paragraph shall exempt from Louisiana's Public Records Law any public records under the "Safe Drinking Water Act"."

On motion of Senator Ullo, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 27—

BY SENATOR HAINKEL

A JOINT RESOLUTION

Proposing to enact Article X, Section 25.1 of the Constitution of Louisiana, relative to state employees, to require that the legislature provide by law for the removal of a state employee upon conviction of a felony; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 27 by Senator Hainkel

AMENDMENT NO. 1

On page 1, lines 3 and 4, after "state" insert "or local public official or"

AMENDMENT NO. 2

On page 1, line 12, after "State" insert "or Local Public Officials or"

AMENDMENT NO. 3

On page 1, line 16, after "state" insert "or local public official or"

AMENDMENT NO. 4

On page 2, line 11, after "state" insert "or local public official or"

AMENDMENT NO. 5

On page 2, line 12, after "of employment" insert "or office"

AMENDMENT NO. 6

On page 2, line 12, after "his employment" insert "or office"

On motion of Senator Ullo, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 65—

BY SENATOR DUPRE AND REPRESENTATIVE BALDONE

AN ACT

To enact R.S. 18:532.1(F) relative to precincts; to allow parish governing authorities to consolidate certain precincts; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 65 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 18:532.1(F)" and insert "R.S. 18:532.1(H)"

AMENDMENT NO. 2

On page 1, line 6, delete "R.S. 18:532.1(F)" and insert "R.S. 18:532.1(H)"

AMENDMENT NO. 3

On page 1, line 10, delete "F." and insert "H."

AMENDMENT NO. 4

On page 1, line 13, after "process," delete the remainder of the line and delete lines 14 and 15 and insert:

"a parish governing authority which has determined it necessary to divide a precinct to facilitate the local redistricting process may, thereafter or in conjunction therewith, consolidate precincts in the manner provided in this Subsection, but only when the parts that are

joined are in the same legislative, Public Service Commission, State Board of Elementary and Secondary Education, state or federal office voting district."

On motion of Senator Ullo, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 66—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 44:4(36), relative to public records; to provide relative to the confidentiality of supplemental rebate information contained in the records of the Department of Health and Hospitals and its agents; to provide an exemption of such information from the Public Records Act; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 66 by Senator Schedler

AMENDMENT NO. 1

On page 1, between lines 9 and 10, insert "This Chapter shall not apply:"

AMENDMENT NO. 2

On page 1, line 12, change "trade secrets" to "terms and conditions of the rebate agreement"

AMENDMENT NO. 3

On page 2, line 1, after "agreement" insert ", provided that the total amount of supplemental rebates recouped by the department shall be a public record"

AMENDMENT NO. 4

On page 2, line 2, after "confidential" insert ", provided that such information shall be subject to review by the Legislative Auditor, who shall treat such information as being proprietary and confidential"

On motion of Senator Ullo, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 74—
BY SENATOR MOUNT AND REPRESENTATIVE HILL
AN ACT

To amend and reenact R.S. 42:66(L)(1), relative to dual officeholding; to allow a deputy sheriff to hold the office of mayor or alderman of a municipality with a population of two thousand five hundred or less; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Ullo, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 76—
BY SENATOR C. JONES

AN ACT

To amend and reenact Chapter 4-A of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:1021 through 1024, relative to the Tri-State Delta Economic Compact; to modify such compact; to provide for an alliance between states; to provide for economic development in regions of poverty and high unemployment; and to provide for related matters.

Reported favorably by the Committee on Commerce and Consumer Protection. On motion of Senator Hollis, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 77—
BY SENATOR C. JONES

AN ACT

To enact R.S. 6:124.1(C)(4) and (D) and Chapter 4-B of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1030 through 1031, 1035 through 1037, and 1040, relative to the creation of a strategic plan to combat poverty; to provide for priorities in investment of public funds; to provide for the definition of a financial institution; to provide for the inclusion of certain parishes within the plan; to provide for creation of priority economic development zones; to provide for creation of priority health care zones; to provide for economic and tax relief within certain parishes; to provide for the renewal of communities; to provide for criterion; to provide for the office of community programs; to provide for reports to the legislature; and to provide for related matters.

Reported with amendments by the Committee on Commerce and Consumer Protection.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Original Senate Bill No. 77 by Senator C. Jones

AMENDMENT NO. 1

On page 1, line 7, after "institution;" insert "to provide for statewide application;"

AMENDMENT NO. 2

On page 1, line 9 after "healthcare zones;" insert "to provide for creation of utility economic development and conservation;"

AMENDMENT NO. 3

On page 3, line 9, after "(2)" delete "In particular" and insert "Consistent with the provisions of R.S. 51:1035(A)(2)"

AMENDMENT NO. 4

On page 5, line 4, after "PLAN;" delete the remainder of the line and insert "PARISHES"

AMENDMENT NO. 5

On page 5, between lines 7 and 8, insert "A.(1) The plan shall be available and applicable throughout the state."

AMENDMENT NO. 6

On page 5, delete line 8 and insert "(2) However, as a priority, the plan shall specifically target the following northeastern"

AMENDMENT NO. 7

On page 6, between lines 19 and 20 insert:

"(4) The Public Service Commission shall provide for creation of utility economic development and conservation."

AMENDMENT NO. 8

On page 7, line 2, after "initiatives" insert ", including the creation of a weatherization and energy assistance fund"

On motion of Senator Hollis, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 78—

BY SENATOR C. JONES

AN ACT

To enact Chapter 4-B of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1030 through 1031, relative to the creation of a strategic plan to combat poverty; to provide for economic and tax relief within certain parishes; to provide for the renewal of communities; to provide for criterion; to provide for the office of community programs; to provide for reports to the legislature; and to provide for related matters.

Reported favorably by the Committee on Commerce and Consumer Protection. On motion of Senator Hollis, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 79—

BY SENATOR C. JONES

AN ACT

To enact Chapter 4-B of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1030 through 1033, relative to the creation of a strategic plan to combat poverty through health care services and economic development; to provide for the inclusion of certain parishes; to provide for creation of priority economic development zones; to provide for creation of priority health care zones; to provide for coordination from the Department of Economic Development and the Department of Health and Hospitals; to provide for reports to the legislature; and to provide for related matters.

Reported with amendments by the Committee on Commerce and Consumer Protection.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Original Senate Bill No. 79 by Senator C. Jones

AMENDMENT NO. 1

On page 1, line 5, after "development;" insert "to provide for statewide application;"

AMENDMENT NO. 2

On page 1, line 9 after "Health and Hospitals;" insert "to provide for creation of utility economic development and conservation;"

AMENDMENT NO. 3

On page 2, line 15, after "(2)" delete "The" and insert "Consistent with the provisions of R.S. 51:1031(A)(2), the"

AMENDMENT NO. 4

On page 3, between lines 22 and 23, insert the following:

"D. In order to meet the needs of these disadvantaged parishes, the legislature hereby creates the strategic plan to combat poverty, hereinafter referred to in this Chapter as the "plan"."

AMENDMENT NO. 5

On page 3, line 23, after "Poverty;" delete "Northeastern"

AMENDMENT NO. 6

On page 3, between lines 24 and 25, insert "A.(1) The plan shall be available and applicable throughout the state."

AMENDMENT NO. 7

On page 3, delete line 25 and insert "(2) However, as a priority, the plan shall specifically target the following northeastern parishes for"

AMENDMENT NO. 8

On page 5, between lines 9 and 10 insert:

"(4) The Public Service Commission shall provide for creation of utility economic development and conservation."

AMENDMENT NO. 9

On page 5, line 19, after "initiatives" insert ", including the creation of a weatherization and energy assistance fund"

On motion of Senator Hollis, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 97—

BY SENATOR CAIN

AN ACT

To enact R.S. 18:1505.2(P), relative to campaign finance; to prohibit the contribution, loan, expenditure, transfer, or other use of certain funds; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 97 by Senator Cain

AMENDMENT NO. 1

On page 1, lines 2, 6 and 11, change "(P)" to "(Q)"

On motion of Senator Ullo, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 112—

BY SENATORS HOLLIS, HAINKEL, LENTINI, AND REPRESENTATIVES ANSARDI, BOWLER, GREEN, SCALISE, SNEED AND TOOMY
AN ACT

To amend and reenact R.S. 39:1367(E)(2)(a)(iv), R.S. 47:820.2(B)(3)(d), and to enact R.S. 39:1367(E)(2)(a)(v), relative to the state debt limit; to provide for the use of funds subject to the state debt limit; to provide for the definition of net state tax supported debt; to authorize the Department of Transportation and Development to enter into cooperative endeavor agreements with certain local governing authorities for completion of certain projects; to authorize certain reimbursements from the TIMED program; and to provide for related matters.

Reported favorably by the Committee on Finance. On motion of Senator Dardenne, the bill was read by title, ordered engrossed, and passed to a third reading.

**House Bills and Joint Resolutions
on Second Reading
Reported by Committees**

Senator Dardenne asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just reported by Committees.

HOUSE BILL NO. 61—

BY REPRESENTATIVES JOHNS AND HEBERT
AN ACT

To amend and reenact R.S. 32:900(L)(2), relative to automobile liability policies; to provide for driver exclusions; to provide for agreements; to provide relative to application; and to provide for related matters.

Reported favorably by the Committee on Insurance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 103—

BY REPRESENTATIVES LEBLANC, MURRAY, AND WELCH
AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and designated purposes in specific amounts for the purpose of making supplemental appropriations for the funding of said agencies and purposes during the 2001-2002 Fiscal Year; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 103 by Representative LeBlanc

AMENDMENT NO. 1

On page 1, after line 24, insert the following:

"In the event the Charlotte NBA Hornets NBA Limited Partnership fails to gain approval from the NBA Board of Governors to relocate to New Orleans, Louisiana or fails to execute a facility

lease agreement in accordance with the Memorandum of Understanding adopted on January 17, 2002, the appropriation contained above shall be null and void."

On motion of Senator Dardenne, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

**Senate Concurrent Resolutions
on Second Reading
Reported by Committees**

The following Senate Concurrent Resolutions reported by Committees were taken up and acted upon as follows:

SENATE RESOLUTION NO. 14—

BY SENATOR C. JONES

A RESOLUTION

To urge and request the Louisiana Homeland Security Committee to direct financial support to rural towns and communities, in addition to other towns and communities in the state.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Resolution No. 14 by Senator C. Jones

AMENDMENT NO. 1

On page 1, after "request the" delete the remainder of the line and insert "Joint Legislative Committee on the Budget to urge"

AMENDMENT NO. 2

On page 2, at the end of line 3, change "Louisiana Homeland Security" to "Joint Legislative Committee on the Budget"

AMENDMENT NO. 3

On page 2, at the beginning of line 4, delete "Committee" and change "direct" to "urge"

AMENDMENT NO. 4

On page 2, line 7, change "Louisiana Homeland Security Committee" to "Joint Legislative Committee on the Budget"

On motion of Senator Bajoie, the committee amendment was adopted.

The resolution was read by title. Senator C. Jones moved to adopt the amended Senate Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Lentini
Bajoie	Fontenot	Malone
Barham	Gautreaux	Marionneaux
Bean	Heitmeier	McPherson
Boissiere	Hines	Michot
Cain	Holden	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, C	Thomas
Dupre	Lambert	Ullo
Total—36		

NAYS

Total—0

ABSENT

Ellington	Jones, B	Theunissen
Total—3		

The Chair declared the Senate had adopted the amended Senate Resolution.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

SENATE BILL NO. 2—
BY SENATORS THOMAS, HINES AND SMITH
AN ACT

To amend and reenact R.S. 3:493 and R.S. 33:4831, 4832, and 4835, and to enact R.S. 33:4836, relative to the direct sale by a farmer to consumers of farm products; to prohibit requiring permits or licenses for the direct sale of farm products; to prohibit imposition of any permit or license fee or tax on a farmer selling farm produce directly to consumers; to prohibit the enactment of ordinances prohibiting the direct sale of farm produce by the producing farmer or his employee; and to provide for related matters.

The bill was read by title. Senator Thomas moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Malone
Bajoie	Fontenot	Marionneaux
Barham	Gautreaux	McPherson
Bean	Heitmeier	Michot
Boissiere	Hines	Mount
Cain	Holden	Romero
Campbell	Hollis	Schedler

Chaisson	Hoyt	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Thomas
Dean	Jones, C	Ullo
Dupre	Lambert	
Ellington	Lentini	
Total—37		

NAYS

Total—0

ABSENT

Jones, B	Theunissen
Total—2	

The Chair declared the bill was passed. The title was read and adopted. Senator Thomas moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 4—
BY SENATOR SMITH AND REPRESENTATIVE R. ALEXANDER
AN ACT

To enact R.S. 13:2113, relative to the City Court of Winnfield; to provide for the transfer of surplus funds from the court's civil fee account to the court's general operational fund; and to provide for related matters.

The bill was read by title. Senator Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Marionneaux
Bajoie	Heitmeier	McPherson
Barham	Hines	Michot
Bean	Holden	Mount
Boissiere	Hollis	Romero
Cain	Hoyt	Schedler
Campbell	Johnson	Smith
Chaisson	Jones, B	Tarver
Dardenne	Jones, C	Thomas
Dupre	Lambert	Ullo
Fields	Lentini	
Fontenot	Malone	
Total—34		

NAYS

Total—0

ABSENT

Cravins	Ellington	Theunissen
Dean	Irons	
Total—5		

The Chair declared the bill was passed. The title was read and adopted. Senator Smith moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Personal Privilege

Senator Ellington asked for and obtained the floor of the Senate on a point of personal privilege, and stated he appeared as absent on the vote on Senate Bill No. 4. He had intended to vote yea on the bill. He asked that the Official Journal so state.

SENATE BILL NO. 41—

BY SENATORS MOUNT, DUPRE AND SCHEDLER
AN ACT

To amend and reenact R.S. 33:172(A)(1) and (D), relative to annexations by municipalities; to provide a procedure for annexation of vacant land when there are no resident property owners; and to provide for related matters.

Floor Amendments Sent Up

Senator Lambert sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lambert on behalf of the Legislative Bureau to Engrossed Senate Bill No. 41 by Senator Mount

AMENDMENT NO. 1

On page 2, line 16, following "pursuant to" and before "(b)" insert "Subparagraph"

AMENDMENT NO. 2

On page 2, line 21, following "to" and before "(i)" insert "Item"

AMENDMENT NO. 3

On page 3, line 16, following "R.S. 33:" change "174(B)" to "174"

AMENDMENT NO. 4

On page 3, line 25, following "counsel" and before "record" change "or" to "of"

AMENDMENT NO. 5

On page 3, line 26, before "five" change "to exceed" to "later than"

AMENDMENT NO. 6

On page 4, line 15, following "judgment" and before "in" insert "holding that the extension is reasonable"

AMENDMENT NO. 7

On page 4, line 16, following "R.S. 33:" delete the remainder of the line and delete all of line 17 and insert "174."

On motion of Senator Lambert, the amendments were adopted.

Floor Amendments Sent Up

Senator Mount sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Engrossed Senate Bill No. 41 by Senator Mount

AMENDMENT NO. 1

On page 3, lines 17 and 21 and on page 4, line 5, change "two" to "five"

AMENDMENT NO. 2

On page 3, at the end of line 20, between "judgment" and the period "." insert "and as provided in Code of Civil Procedure Article 1913"

AMENDMENT NO. 3

On page 3, line 26 and on page 4, lines 4 and 10, change "five" to "ten"

AMENDMENT NO. 4

On page 4, at the end of line 8, between "transmission" and the period "." insert "and as provided in the Uniform Rules of Louisiana Courts of Appeal"

AMENDMENT NO. 5

On page 5, line 7, between "provisions" and "of" insert "of Paragraphs (1) through (5)"

On motion of Senator Mount, the amendments were adopted.

The bill was read by title. Senator Mount moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fontenot	Malone
Bajoie	Gautreux	Marionneaux
Barham	Heitmeier	McPherson
Bean	Hines	Michot
Boissiere	Holden	Mount
Cain	Hollis	Romero
Campbell	Hoyt	Schedler
Chaisson	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones, B	Thomas
Dean	Jones, C	Ullo
Dupre	Lambert	
Ellington	Lentini	
Total—37		

NAYS

Total—0

ABSENT

Fields	Theunissen
Total—2	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Mount moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 64—
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 33:1448(I), relative to retired sheriffs and retired sheriff's deputies; to provide that in Ouachita Parish the sheriff shall pay for hospital, surgical, and medical insurance for certain retired sheriffs and deputy sheriffs; to provide relative to effectiveness; and to provide for related matters.

Floor Amendments Sent Up

Senator Barham sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Barham to Engrossed Senate Bill No. 64 by Senator Barham

AMENDMENT NO. 1

On page 2, line 8, after "service" insert "with the Ouachita Parish Sheriff's Department"

On motion of Senator Barham, the amendments were adopted.

On motion of Senator Barham, the amended bill, which is a duplicate of House Bill No. 42 was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 105—
BY SENATORS BOISSIERE AND BAJOIE
AN ACT

To enact R.S. 33:9038, relative to cooperative economic development; to create the World Trade Center Taxing District as a special taxing and tax increment financing district in the parish of Orleans; to provide for the boundaries of the district; to provide for the governance of the district; to provide for the authority, powers, duties, and function of the governing body to levy and collect a tax upon hotel occupancy within the district and to engage in tax increment financing; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 107—
BY SENATORS SCHEDLER, BOISSIERE AND HAINKEL
AN ACT

To enact R.S. 9:2795.2, relative to civil liability; to provide for the limitation of liability for the Audubon Commission, the city of New Orleans, and any other entity which operates any facilities of the Audubon Commission; to provide for the limitation of liability for any loss or damage that results from the use of Hurst Walk in Audubon Park; to provide for exceptions; to provide for required warning signs; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Engrossed Senate Bill No. 107 by Senators Schedler, Boissiere and Hainkel

AMENDMENT NO. 1

On page 3, line 1, delete "use" and insert "injury by a golf ball or golf cart while using"

AMENDMENT NO. 2

On page 3, line 2, delete "of"

On motion of Senator Marionneaux, the amendments were adopted.

The bill was read by title. Senator Schedler moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Lentini
Bajoie	Fontenot	Malone
Barham	Gautreux	Marionneaux
Bean	Heitmeier	McPherson
Boissiere	Hines	Michot
Cain	Holden	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Thomas
Dupre	Jones, C	Ullo
Ellington	Lambert	
Total—38		

NAYS

Total—0

ABSENT

Theunissen
Total—1

The Chair declared the amended bill was passed. The title was read and adopted. Senator Schedler moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Senator Lambert in the Chair

SENATE BILL NO. 108 (Substitute for Senate Bill 86 by Senators Dardenne, Barham and Hollis)—

BY SENATORS DARDENNE, BARHAM, HOLLIS, AND IRONS

AN ACT

To amend and reenact R.S. 47:6007, relative to the motion picture investor tax credit; to provide for definitions; to provide for productions eligible for the credit and the amount of such credit; and to provide for related matters.

Floor Amendments Sent Up

Senator Lambert sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lambert on behalf of the Legislative Bureau to Engrossed Senate Bill No. 108 by Senator Dardenne

AMENDMENT NO. 1

On page 4, line 11, delete the asterisks " * * * "

On motion of Senator Lambert, the amendments were adopted.

Floor Amendments Sent Up

Senator Dardenne sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed Senate Bill No. 108 by Senator Dardenne

AMENDMENT NO. 1

On page 7, between lines 7 and 8, insert:

"G. The provisions of this Section shall be effective until January 1, 2007."

On motion of Senator Dardenne, the amendments were adopted.

Floor Amendments Sent Up

Senator Dardenne sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed Senate Bill No. 108 by Senator Dardenne

AMENDMENT NO. 1

On page 3, line 1 after "pictures" delete the remainder of the line and delete lines 2 and 3, and insert:

"or commercials intended for a theatrical release or for television viewing as defined in this Section."

AMENDMENT NO. 2

On page 3, delete lines 19 and 20, and insert:

~~"motion pictures or commercials intended for a theatrical release or for television viewing as defined in this Section. Motion picture"~~

AMENDMENT NO. 3

On page 5, line 8, after "dollars," change "the" to "**the each**"

AMENDMENT NO. 4

On page 5, line 9, after "**investment**" insert "**made by that taxpayer**"

AMENDMENT NO. 5

On page 5, at the end of line 11, change "the" to "**the each**"

AMENDMENT NO. 6

On page 5, line 13, after "**investment**" insert "**made by that taxpayer**"

AMENDMENT NO. 7

On page 5, line 18, change "the credit may be" to "**the credit may be any remaining credit may be carried forward and**"

AMENDMENT NO. 8

On page 5, between lines 19 and 20, insert:

- "(3) Application of the credit.**
- (a) All entities taxed as corporations for Louisiana income tax purposes shall claim any credit allowed under this Section on their corporation income tax return.**
- (b) Individuals shall claim any credit allowed under this Section on their individual income tax return.**
- (c) Entities not taxed as corporations shall claim any credit allowed under this Section on the returns of the partners or members as follows:**
 - (i) Corporate partners or members shall claim their share of the credit on their corporation income tax returns.**
 - (ii) Individual partners or members shall claim their share of the credit on their individual income tax returns.**
 - (iii) Partners or members that are estates or trusts shall claim their share of the credit on their fiduciary income tax returns."**

AMENDMENT NO. 9

On page 7, between lines 12 and 13, insert:

"G. The provisions of this Section shall be effective until January 1, 2007."

On motion of Senator Dardenne, the amendments were adopted.

On motion of Senator Dardenne, the amended bill was read by title and returned to the Calendar, subject to call.

Senate Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

The following Senate Bills and Joint Resolutions on third reading and final passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Boissiere asked that Senate Bill No. 105 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 105—

BY SENATORS BOISSIERE AND BAJOIE
AN ACT

To enact R.S. 33:9038, relative to cooperative economic development; to create the World Trade Center Taxing District as a special taxing and tax increment financing district in the parish of Orleans; to provide for the boundaries of the district; to provide for the governance of the district; to provide for the authority, powers, duties, and function of the governing body to levy and collect a tax upon hotel occupancy within the district and to engage in tax increment financing; and to provide for related matters.

Floor Amendments Sent Up

Senator Boissiere sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Engrossed Senate Bill No. 105 by Senators Boissiere and Bajoie

AMENDMENT NO. 1

On page 13, between lines 23 and 24, insert "(c) The hotel shall not advertise room rates to the general public at below market rates."

On motion of Senator Boissiere, the amendments were adopted.

The bill was read by title. Senator Boissiere moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Bajoie, Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne, Dupre, Ellington, Total—36; Fields, Fontenot, Gautreaux, Heitmeier, Hines, Holden, Hollis, Hoyt, Irons, Johnson, Jones, B, Jones, C; Lambert, Lentini, Malone, McPherson, Michot, Mount, Romero, Schedler, Smith, Tarver, Thomas, Ullo

NAYS

Table with 2 columns: Dean, Total—2; Marionneaux

ABSENT

Theunissen
Total—1

The Chair declared the amended bill was passed. The title was read and adopted. Senator Boissiere moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Dardenne asked that Senate Bill No. 108 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 108 (Substitute for Senate Bill 86 by Senators Dardenne, Barham and Hollis)—

BY SENATORS DARDENNE, BARHAM, HOLLIS, AND IRONS
AN ACT

To amend and reenact R.S. 47:6007, relative to the motion picture investor tax credit; to provide for definitions; to provide for productions eligible for the credit and the amount of such credit; and to provide for related matters.

Floor Amendments Sent Up

Senator Dardenne sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dardenne to Engrossed Senate Bill No. 108 by Senator Dardenne, et al.

AMENDMENT NO. 1

On page 7, line 1, change "F." to "E."

AMENDMENT NO. 2

On page 7, at the bottom of the page, insert the following:

"F. Recovery of credits by Department of Revenue. (1) Credits previously granted to a taxpayer, but later disallowed, may be recovered by the secretary of the Department of Revenue through any collection remedy authorized by R.S. 47:1561 and initiated within three years from December 31 of the year in which the twenty-four month investment period specified in R.S. 47:6007(E).

(2) The only interest that may be assessed and collected on recovered credits is interest at a rate three percentage points above the rate provided in C.C. Art. 2924(B)(1), which shall be computed from the original due date of the return on which the credit was taken.

(3) The provisions of this Subsection are in addition to and shall not limit the authority of the secretary of the Department of Revenue to assess or to collect under any other provision of law."

On motion of Senator Dardenne, the amendments were adopted.

The bill was read by title. Senator Dardenne moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Lentini
Bajoie	Fontenot	Malone
Barham	Gautreaux	Marionneaux
Bean	Heitmeier	McPherson
Boissiere	Hines	Michot
Cain	Holden	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Thomas
Dupre	Jones, C	Ullo
Ellington	Lambert	
Total—38		

NAYS

Total—0

ABSENT

Theunissen
Total—1

The Chair declared the amended bill was passed. The title was read and adopted. Senator Dardenne moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Hollis asked that Senate Bill No. 98 be called from the Calendar at this time.

SENATE BILL NO. 98—
BY SENATORS HOLLIS AND DARDENNE
AN ACT

To enact R.S. 47:301(16)(h), (22), and (23) and 305.52, relative to state and local sales and use taxes; to define tangible personal property for state sales and use tax purposes to exclude certain custom computer software; to provide that the exclusion shall be phased in over a four-year period; to allow governing authorities of political subdivisions to exempt sales of certain computer software; to provide for an effective date; and to provide for related matters.

On motion of Senator Hollis, the bill, which is a duplicate of House Bill No. 30 was read by title and returned to the Calendar, subject to call.

Rules Suspended

Senator Lambert asked for and obtained a suspension of the rules for the purpose of taking up at this time.

**House Bills and Joint Resolutions
Just Advanced to a Third Reading
and Final Passage**

The following House Bills and Joint Resolutions just advanced to a third reading and final passage were taken up and acted upon as follows:

HOUSE BILL NO. 2—
BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 13:5108.4(A)(9), relative to payment of legal expenses of state officials and employees; to provide for membership of the Attorney Fee Review Board; and to provide for related matters.

The bill was read by title. Senator Irons moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Jones, C
Bajoie	Fields	Lambert
Barham	Fontenot	Lentini
Bean	Gautreaux	Malone
Boissiere	Heitmeier	McPherson
Cain	Hines	Michot
Campbell	Holden	Mount
Chaisson	Hollis	Romero
Cravins	Hoyt	Schedler
Dardenne	Irons	Smith
Dean	Johnson	Tarver
Dupre	Jones, B	Ullo
Total—36		

NAYS

Total—0

ABSENT

Marionneaux Theunissen Thomas
Total—3

The Chair declared the bill was passed. The title was read and adopted. Senator Irons moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 16—
BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(H), relative to the City Court of Natchitoches; to increase the jurisdictional amount in dispute for civil jurisdiction; and to provide for related matters.

The bill was read by title. Senator Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Lentini
Bajoie	Fontenot	Malone
Barham	Gautreaux	Marionneaux
Bean	Heitmeier	McPherson
Boissiere	Hines	Michot
Cain	Holden	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Thomas
Dupre	Jones, C	Ulló
Ellington	Lambert	
Total—38		

NAYS

Total—0

ABSENT

Theunissen
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Smith moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 27—

BY REPRESENTATIVES JOHNS, BOWLER, AND CLARKSON
AN ACT

To amend and reenact R.S. 9:315.9(A) and 315.20, relative to child support; to provide for the calculation of child support obligations in shared custodial arrangements, to provide a worksheet for the calculation of shared custody; and to provide for related matters.

On motion of Senator Ellington, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 38—

BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact Children's Code Article 1243(A)(introductory paragraph), relative to intrafamily adoptions; to specify that stepparents and stepgrandparents are eligible petitioners in intrafamily adoptions; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Lentini
Bajoie	Fontenot	Malone
Barham	Gautreaux	Marionneaux
Bean	Heitmeier	McPherson
Boissiere	Hines	Michot
Cain	Holden	Mount
Campbell	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dean	Jones, B	Thomas
Dupre	Jones, C	Ulló
Ellington	Lambert	
Total—38		

NAYS

Total—0

ABSENT

Theunissen
Total—1

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Mr. President in the Chair

HOUSE BILL NO. 45—

BY REPRESENTATIVES ALARIO, MURRAY, LANDRIEU, K. CARTER,
AND HEATON

AN ACT

To amend and reenact Sections 20 and 23 of Act No. 305 of the 1978 Regular Session of the Legislature, as amended by Act No. 657 of the 1979 Regular Session of the Legislature, Act No. 99 of the 1980 Regular Session of the Legislature, Act No. 9 of the 1980 Second Extraordinary Session of the Legislature, Act No. 287 of the 1982 Regular Session of the Legislature, Act No. 572 of the 1984 Regular Session of the Legislature, Act No. 390 of the 1987 Regular Session of the Legislature, Act No. 43 of the 1992 Regular Session of the Legislature, Act No. 1013 of the 1993 Regular Session of the Legislature, Act Nos. 13 and 42 of the 1994 Regular Session of the Legislature, and Act Nos. 1174 and 1176 of the 1997 Regular Session of the Legislature, relative to the Ernest N. Morial-New Orleans Exhibition Hall Authority, to grant additional powers to the authority, including authorization for the levy and collection of an additional tax on hotel occupancy and a food and beverage tax; to provide for the issuance of bonds and other obligations of the authority to finance expansion projects; to provide for additional bonding capacity of the authority; and to provide for related matters.

The bill was read by title. Senator Heitmeier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Malone
Bajoie	Heitmeier	McPherson
Barham	Hines	Michot
Bean	Holden	Mount
Boissiere	Hollis	Romero
Cain	Hoyt	Schedler
Chaisson	Irons	Smith
Cravins	Johnson	Tarver
Dardenne	Jones, B	Thomas
Dupre	Jones, C	Ullo
Ellington	Lambert	
Fontenot	Lentini	
Total—34		

NAYS

Dean
Total—1

ABSENT

Campbell	Marionneau
Fields	Theunissen
Total—4	

The Chair declared the bill was passed. The title was read and adopted. Senator Heitmeier moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 46—

BY REPRESENTATIVES MURRAY, ALARIO, LANDRIEU, K. CARTER, HEATON, AND CLARKSON

AN ACT

To amend and reenact R.S. 47:322.38, relative to the state sales and use tax on hotel occupancy levied in Orleans Parish; to provide for the use of the avails of the tax; to provide for an effective date; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and returned to the Calendar, subject to call.

Senator Lambert in the Chair

HOUSE BILL NO. 51—

BY REPRESENTATIVE HAMMETT

AN ACT

To enact R.S. 47:302.53, 322.45, and 332.51, relative to the disposition of certain sales tax collections in Concordia Parish; to establish the Concordia Parish Economic Development Fund in the state treasury; to provide for deposit of monies into the fund; to provide for the use of such monies; and to provide for related matters.

The bill was read by title. Senator Ellington moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Gautreaux	Malone
Bean	Heitmeier	Marionneau
Boissiere	Hines	McPherson
Cain	Holden	Michot
Campbell	Hollis	Mount
Chaisson	Hoyt	Romero
Dardenne	Irons	Schedler
Dean	Johnson	Smith
Dupre	Jones, B	Tarver
Ellington	Jones, C	Thomas
Fields	Lambert	Ullo
Fontenot	Lentini	
Total—35		

NAYS

Total—0

ABSENT

Mr. President	Cravins
Bajoie	Theunissen
Total—4	

The Chair declared the bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 67—

BY REPRESENTATIVES MURRAY, ALARIO, LANDRIEU, K. CARTER, HEATON, DEWITT, HAMMETT, AND CLARKSON

AN ACT

To amend Act No. 22 of the 2001 Regular Session of the Legislature, relative to the comprehensive capital construction budget, by adding thereto new Sections; to add projects for the Louisiana Stadium and Exposition District for upgrades of the New Orleans Arena and for an indoor football practice facility for the New Orleans Saints; and to provide for related matters.

Floor Amendments Sent Up

Senator Chaisson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Chaisson and McPherson to Engrossed House Bill No. 67 by Representative Murray

AMENDMENT NO. 1

On page 2, between lines 31 and 32, insert the following:

"Section 1D. Notwithstanding any other provisions of this Act to the contrary, no expenditure of funds for the New Orleans Training Facility shall be made unless the New Orleans Saints Organization contractually obligates to continue holding its summer training camp at Nichols State University for the same period of time covered by its lease on the Louisiana Superdome."

On motion of Senator Chaisson, the amendments were adopted.

Floor Amendments Sent Up

Senator Fontenot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fontenot to Engrossed House Bill No. 67 by Representative Murray, et al.

AMENDMENT NO. 1

On page 2, between lines 31 and 32, insert the following:

"Section 1D. Notwithstanding any other provision of this Act to the contrary, the Louisiana Stadium and Exposition District shall have the authority to use the facility during the professional football off season for nonprofit and for profit events."

On motion of Senator Fontenot, the amendments were adopted.

The bill was read by title. Senator Hainkel moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Lentini
Bajoie	Hines	Mount
Boissiere	Hollis	Schedler
Cain	Irons	Smith
Chaisson	Johnson	Tarver
Cravins	Jones, B	Thomas
Dardenne	Jones, C	Ullo
Ellington	Lambert	
Total—23		

NAYS

Barham	Fields	Marionneaux
Bean	Fontenot	McPherson
Campbell	Gautreaux	Michot
Dean	Hoyt	Romero
Dupre	Malone	
Total—14		

ABSENT

Holden	Theunissen
Total—2	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Hainkel moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 104—

BY REPRESENTATIVES HAMMETT, DEWITT, PINAC, ALARIO, BAYLOR, GLOVER, HILL, L. JACKSON, AND MONTGOMERY
AN ACT

To enact R.S. 47:301(10)(a)(v), relative to sales and use taxes; to provide for exclusions from the tax for certain capital expenditures by biotechnology companies; to provide an effective date; and to provide for related matters.

On motion of Senator Dardenne, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 105—

BY REPRESENTATIVES HAMMETT, DEWITT, PINAC, ALARIO, K. CARTER, DANIEL, DURAND, FARRAR, HILL, L. JACKSON, MONTGOMERY, ODINET, AND TOWNSEND
AN ACT

To enact Part VI of Chapter 39 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2351 through 2354, relative to providing for the Technology Commercialization Credit Program; to provide legislative findings and purposes; to provide definitions; to provide for the establishment of the Technology Commercialization Credit Program; to provide for the technology commercialization credit; to provide for an effective date; and to provide for related matters.

On motion of Senator Dardenne, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 106—

BY REPRESENTATIVES HAMMETT, DEWITT, PINAC, ALARIO, HILL, MONTGOMERY, AND ODINET
AN ACT

To enact R.S. 47:6015, relative to tax exemptions; to authorize the Department of Economic Development to award certain tax credits to qualified taxpayers for increasing research activities; to provide for certain rules and procedures for awarding credits; to provide for the maximum amount of the tax credits awarded; and to provide for related matters.

On motion of Senator Dardenne, the bill was read by title and returned to the Calendar, subject to call.

House Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

The following House Bills and Joint Resolutions on third reading and final passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Ellington asked that House Bill No. 27 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 27—

BY REPRESENTATIVES JOHNS, BOWLER, AND CLARKSON
AN ACT

To amend and reenact R.S. 9:315.9(A) and 315.20, relative to child support; to provide for the calculation of child support obligations in shared custodial arrangements, to provide a

worksheet for the calculation of shared custody; and to provide for related matters.

The bill was read by title. Senator Ellington moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Lentini
Bajoie	Fields	Malone
Barham	Fontenot	McPherson
Bean	Gautreaux	Michot
Boissiere	Heitmeier	Mount
Cain	Hines	Romero
Campbell	Hollis	Schedler
Chaisson	Hoyt	Smith
Cravins	Irons	Tarver
Dardenne	Johnson	Thomas
Dean	Jones, C	Ullo
Dupre	Lambert	
Total—35		

NAYS

Total—0

ABSENT

Holden	Marionneau
Jones, B	Theunissen
Total—4	

The Chair declared the bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

Senator Ullo asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

April 3, 2002

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 25—

BY SENATORS HINES

A CONCURRENT RESOLUTION

To urge and request that funding be included in the budget for Fiscal Year 2002-2003 for the prevention and treatment of stroke in Louisiana, as recommended by the Louisiana Strokes Treatment Task Force.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 26—

BY SENATORS BAJIOE AND IRONS

A CONCURRENT RESOLUTION

To commend Ms. Halle Berry, on her historical win of an Academy Award for an actress in a leading position for her role in "Monster's Ball"; the first such award made to an African-American woman.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**Introduction of Senate Bills
and Joint Resolutions**

Senator Lambert asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Bills and Joint Resolutions a first and second time and referring them to committee.

SENATE BILL NO. 115—

BY SENATORS CAIN AND IRONS

AN ACT

To enact R.S. 18:1505.2(P), relative to campaign finance; to prohibit the expenditure of certain funds during an election; to require disclosure of the names of persons who make contributions to federal political action committees, state political action committees or corporations who make campaign expenditures; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE BILL NO. 116—

BY SENATORS CAIN AND IRONS

AN ACT

To enact R.S. 18:1505.2(P), relative to campaign finance; to prohibit the expenditure of certain funds during an election; to require disclosure of the names of individuals who make contributions to federal political action committees, state political action committees, or corporations who make campaign expenditures; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

Introduction of Resolutions, Senate and Concurrent

Senator Lambert asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 18— BY SENATOR BARHAM

A RESOLUTION

To urge and request that all health-care providers receiving public tax funds, including but not limited to G.B. Cooley Services in Ouachita Parish, to end the practice of escorting or transporting clients or patients to casinos or other gaming establishments when the sole purpose of the trip is to gamble.

The resolution was read by title; lies over under the rules.

SENATE RESOLUTION NO. 19— BY SENATOR IRONS

A RESOLUTION

To urge and request the appropriate officials from the Orleans Parish School Board to report to the Senate Committee on Education on the steps that have been taken to make early childhood education pursuant to R.S. 17:24.10 available to the maximum number of children in the parish and on the means by which parents of four-year old children have been notified of the benefits and availability of the program.

The resolution was read by title; lies over under the rules.

SENATE CONCURRENT RESOLUTION NO. 27— BY SENATOR JOHNSON

A CONCURRENT RESOLUTION

To establish a small business task force to study the various programs, incentives, credits, inducements, and other assistance programs available to small businesses in Louisiana.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Commerce and Consumer Protection.

SENATE CONCURRENT RESOLUTION NO. 28— BY SENATOR DEAN

A CONCURRENT RESOLUTION

To urge and request local governing authorities, in cooperation with local school boards, to furnish appropriate public facilities for the provision of youth water safety education programs and swimming instruction to students in public schools.

The resolution was read by title. Senator Dean moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fontenot Malone

Barham Gautreaux McPherson
Bean Heitmeier Michot
Boissiere Hines Mount
Cain Hoyt Romero
Chaisson Irons Schedler
Dardenne Johnson Smith
Dean Jones, B Tarver
Dupre Jones, C Thomas
Ellington Lambert Ullo
Fields Lentini
Total—32

NAYS

Total—0

ABSENT

Bajoie Holden Theunissen
Campbell Hollis
Cravins Marionneaux
Total—7

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 3, 2002

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 115— BY REPRESENTATIVE RICHMOND AN ACT

To enact R.S. 13:2158(D), relative to constables of the First City Court of the city of New Orleans; to provide for the fees of office that the constables may charge in civil matters; and to provide for related matters.

HOUSE BILL NO. 130— BY REPRESENTATIVES SCHNEIDER, DEWITT, AND DANIEL AN ACT

To amend and reenact R.S. 11:416, relative to the Louisiana State Employees Retirement System; to provide for the reemployment of retirees; to provide for the benefits paid to such retirees; to provide relative to accrual of credit for service; to provide for employer contributions; to provide an option for regaining membership in the system; to provide for reporting; to provide penalties for failure to report; to provide for retirees reemployed pursuant to Act No. 455 of the 2001 Regular

Session of the Legislature and for employees who retired prior to the effective date of such Act; and to provide for related matters.

HOUSE BILL NO. 135—

BY REPRESENTATIVE STRAIN AND SENATOR SCHEDLER
AN ACT

To amend and reenact R.S. 33:172, relative to municipal annexation procedures; to provide relative to annexation procedures in certain municipalities; to authorize the use of operating agreements between certain municipalities and certain parishes to govern annexation procedures; and to provide for related matters.

HOUSE BILL NO. 145—

BY REPRESENTATIVE BROOME
AN ACT

To repeal R.S. 11:411(10), relative to membership in the Louisiana State Employees' Retirement System; to repeal provisions making employees of the East Baton Rouge Parish Housing Authority members of the system and providing for related matters; to provide that neither the East Baton Rouge Parish Housing Authority nor any employee thereof shall be required or allowed to make contributions to the system pursuant to Act No. 404 of the 2001 Regular Session of the Legislature; and to provide for related matters.

HOUSE BILL NO. 150—

BY REPRESENTATIVE PRATT AND SENATOR BAIJOIE
AN ACT

To amend and reenact R.S. 33:9092(A), (D)(2), and (F)(1), relative to neighborhood security districts; to change the name of the Garden District's Security Special Taxing District; to change the qualifications for membership on the board of directors of the district; to authorize the renewal of the district's special tax or fee; to provide for the term of the district's special tax or fee; and to provide for related matters.

HOUSE BILL NO. 158—

BY REPRESENTATIVE LEBLANC
AN ACT

To amend and reenact R.S. 51:1286(C), relative to the tax levied by the Louisiana Tourism Promotion District; to provide for deposit and use of such monies; to provide for appropriations for certain tourism purposes; and to provide for related matters.

HOUSE BILL NO. 160—

BY REPRESENTATIVE LEBLANC
AN ACT

To amend and reenact R.S. 39:2(11.1) and 75(A)(3) and to enact R.S. 39:2(5.1) and (48), relative to the avoidance of budget deficits; to provide for certain definitions; to provide for the budget status report; to provide for the presentation of the CAFR of the state to the committee; and to provide for related matters.

HOUSE BILL NO. 162—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 47:1835(B) and 1838(4), relative to the Tax Commission Expense Fund; to provide that certain unexpended and unencumbered monies shall remain in the fund

at the close of each fiscal year; and to provide for related matters.

HOUSE BILL NO. 165—

BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 26:271, relative to alcoholic beverage permits; to raise certain permit fees for dealers in beverages of low alcoholic content; and to provide for related matters.

HOUSE BILL NO. 166—

BY REPRESENTATIVE MURRAY
AN ACT

To enact R.S. 51:2453(1)(a)(xvi), relative to the Louisiana Quality Jobs Program Act; to add to the list of industries which may qualify for benefits; to provide for an effective date; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Bills and Joint Resolutions

Senator Mount asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE BILL NO. 115—

BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 13:2158(D), relative to constables of the First City Court of the city of New Orleans; to provide for the fees of office that the constables may charge in civil matters; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 130—

BY REPRESENTATIVES SCHNEIDER, DEWITT, AND DANIEL
AN ACT

To amend and reenact R.S. 11:416, relative to the Louisiana State Employees Retirement System; to provide for the reemployment of retirees; to provide for the benefits paid to such retirees; to provide relative to accrual of credit for service; to provide for employer contributions; to provide an option for regaining membership in the system; to provide for reporting; to provide penalties for failure to report; to provide for retirees reemployed pursuant to Act No. 455 of the 2001 Regular Session of the Legislature and for employees who retired prior to the effective date of such Act; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Retirement.

HOUSE BILL NO. 135—

BY REPRESENTATIVE STRAIN AND SENATOR SCHEDLER
AN ACT

To amend and reenact R.S. 33:172, relative to municipal annexation procedures; to provide relative to annexation procedures in certain municipalities; to authorize the use of operating agreements between certain municipalities and certain parishes to govern annexation procedures; and to provide for related matters.

On motion of Senator Dardenne, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 145—

BY REPRESENTATIVE BROOME
AN ACT

To repeal R.S. 11:411(10), relative to membership in the Louisiana State Employees' Retirement System; to repeal provisions making employees of the East Baton Rouge Parish Housing Authority members of the system and providing for related matters; to provide that neither the East Baton Rouge Parish Housing Authority nor any employee thereof shall be required or allowed to make contributions to the system pursuant to Act No. 404 of the 2001 Regular Session of the Legislature; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Retirement.

HOUSE BILL NO. 150—

BY REPRESENTATIVE PRATT AND SENATOR BAJOE
AN ACT

To amend and reenact R.S. 33:9092(A), (D)(2), and (F)(1), relative to neighborhood security districts; to change the name of the Garden District's Security Special Taxing District; to change the qualifications for membership on the board of directors of the district; to authorize the renewal of the district's special tax or fee; to provide for the term of the district's special tax or fee; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 158—

BY REPRESENTATIVE LEBLANC
AN ACT

To amend and reenact R.S. 51:1286(C), relative to the tax levied by the Louisiana Tourism Promotion District; to provide for deposit and use of such monies; to provide for appropriations for certain tourism purposes; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Finance.

HOUSE BILL NO. 160—

BY REPRESENTATIVE LEBLANC
AN ACT

To amend and reenact R.S. 39:2(11.1) and 75(A)(3) and to enact R.S. 39:2(5.1) and (48), relative to the avoidance of budget deficits; to provide for certain definitions; to provide for the budget status report; to provide for the presentation of the CAFR of the state to the committee; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Finance.

HOUSE BILL NO. 162—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 47:1835(B) and 1838(4), relative to the Tax Commission Expense Fund; to provide that certain unexpended and unencumbered monies shall remain in the fund at the close of each fiscal year; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Finance.

HOUSE BILL NO. 165—

BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 26:271, relative to alcoholic beverage permits; to raise certain permit fees for dealers in beverages of low alcoholic content; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Judiciary C.

HOUSE BILL NO. 166—

BY REPRESENTATIVE MURRAY
AN ACT

To enact R.S. 51:2453(1)(a)(xvi), relative to the Louisiana Quality Jobs Program Act; to add to the list of industries which may qualify for benefits; to provide for an effective date; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

April 3, 2002

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 40—

BY REPRESENTATIVE DURAND
A CONCURRENT RESOLUTION

To praise the National Family Resiliency Program as a unique organization teaching divorced and separated parents ways to make child-focused decisions and to ensure loving parent-child relationships.

HOUSE CONCURRENT RESOLUTION NO. 43—

BY REPRESENTATIVE L. JACKSON

A CONCURRENT RESOLUTION

To recognize all physicians who dedicate themselves and their careers to the care of their patients and the advancement of medicine by declaring March thirtieth as Doctors Day and to thank them for their contributions to improving the quality of life for all of Louisiana's citizens.

HOUSE CONCURRENT RESOLUTION NO. 44—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the Wildlife and Fisheries Commission and the Department of Wildlife and Fisheries to adopt rules and regulations to allow the use of air boats in the Maurepas Wildlife Management Area, including the tributaries and canals leading to Blind River, except during hunting and rutting season.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Concurrent Resolutions

Senator Mount asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 40—

BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To praise the National Family Resiliency Program as a unique organization teaching divorced and separated parents ways to make child-focused decisions and to ensure loving parent-child relationships.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Health and Welfare.

HOUSE CONCURRENT RESOLUTION NO. 43—

BY REPRESENTATIVE L. JACKSON

A CONCURRENT RESOLUTION

To recognize all physicians who dedicate themselves and their careers to the care of their patients and the advancement of medicine by declaring March thirtieth as Doctors Day and to thank them for their contributions to improving the quality of life for all of Louisiana's citizens.

The resolution was read by title. Senator Mount moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Lentini
Barham	Fontenot	Malone
Bean	Gautreaux	Marionneaux

Boissiere	Heitmeier	McPherson
Cain	Hines	Michot
Campbell	Hollis	Mount
Chaisson	Hoyt	Romero
Cravins	Irons	Schedler
Dardenne	Johnson	Smith
Dean	Jones, B	Thomas
Dupre	Jones, C	Ullo
Ellington	Lambert	
Total—35		

NAYS

Total—0

ABSENT

Bajoie	Tarver
Holden	Theunissen
Total—4	

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 44—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the Wildlife and Fisheries Commission and the Department of Wildlife and Fisheries to adopt rules and regulations to allow the use of air boats in the Maurepas Wildlife Management Area, including the tributaries and canals leading to Blind River, except during hunting and rutting season.

On motion of Senator Lambert, the resolution was read by title and referred to the Committee on Natural Resources.

Rules Suspended

Senator Dardenne asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 17 from the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 17—

BY REPRESENTATIVES SCALISE, BEARD, BROOME, CURTIS, FAUCHEUX, GALLOT, GUILLORY, PIERRE, RICHMOND, SCHWEGMANN, AND SWILLING AND SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 47:1123(4) and (5) and to enact R.S. 47:1125.1, relative to the Louisiana Motion Picture Incentive Act; to provide for a tax credit for employing Louisiana residents; to provide for definitions; to provide for an effective date; and to provide for related matters.

Under the provisions of Joint Rule No. 5, the bill, which is a duplicate of Senate Bill No. 87, was read by title and referred to the Legislative Bureau.

Rules Suspended

Senator Gautreaux asked for and obtained a suspension of the rules for the purpose of recalling House Concurrent Resolution No. 35 from the Committee on Transportation, Highways, and Public Works.

HOUSE CONCURRENT RESOLUTION NO. 35—

BY REPRESENTATIVE DOWNER

A CONCURRENT RESOLUTION

To memorialize the United States Congress to empower the Department of Transportation and the United States Postal Service to work together to establish uniform standards for the construction and placement of mailboxes along highways across America.

The resolution was read by title. Senator Gautreaux moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Barham, Bean, Boissiere, Cain, Chaisson, Cravins, Dardenne, Dean, Dupre, Ellington, Fields, Total—32; Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Hoyt, Irons, Johnson, Jones, B, Lambert, Lentini; Malone, Marionneaux, Michot, Mount, Romero, Schedler, Smith, Tarver, Thomas, Ullo.

NAYS

Total—0

ABSENT

Table with 3 columns: Mr. President, Bajoie, Campbell, Total—7; Holden, Jones, C, McPherson; Theunissen.

The Chair declared the Senate had concurred in the House Concurrent Resolution, and ordered it returned to the House.

Rules Suspended

Senator Gautreaux asked for and obtained a suspension of the rules for the purpose of recalling House Concurrent Resolution No. 36 from the Committee on Transportation, Highways, and Public Works.

HOUSE CONCURRENT RESOLUTION NO. 36—

BY REPRESENTATIVE DOWNER

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to work with the United States Postal Service to develop uniform standards regarding the placement and design of curbside mailboxes along state and federal highways, and to request that the Department of Transportation and Development create a pamphlet regarding such mailboxes, and to request otherwise relative to such mailboxes.

The resolution was read by title. Senator Gautreaux moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Barham, Bean, Boissiere, Cain, Campbell, Chaisson, Cravins, Dardenne, Dean, Dupre, Ellington, Total—32; Fields, Fontenot, Gautreaux, Heitmeier, Hines, Hollis, Hoyt, Irons, Johnson, Lambert, Lentini; Malone, Marionneaux, McPherson, Michot, Mount, Romero, Schedler, Smith, Thomas, Ullo.

NAYS

Total—0

ABSENT

Table with 3 columns: Mr. President, Bajoie, Holden, Total—7; Jones, B, Jones, C, Tarver; Theunissen.

The Chair declared the Senate had concurred in the House Concurrent Resolution, and ordered it returned to the House.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

Senator Ullo, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

April 3, 2002

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 4—

BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Health and Welfare and the House Committee on Health and Welfare to meet jointly to study and make recommendations regarding Medicaid reimbursement for well baby nursery days.

SENATE CONCURRENT RESOLUTION NO. 21—

BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To commend and congratulate Ralph Eggleston for his Academy Award win for Best Animated Short Film.

Respectfully submitted,
CHRIS ULLO
Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

April 3, 2002

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 5—

BY REPRESENTATIVES BALDONE AND FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the United States Department of Veterans Affairs to establish a community-based outpatient clinic in the Houma area.

HOUSE CONCURRENT RESOLUTION NO. 33—

BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To recognize May 6 through May 12, 2002, as Public Service Recognition Week.

HOUSE CONCURRENT RESOLUTION NO. 37—

BY REPRESENTATIVES L. JACKSON, BAYLOR, GLOVER, HOPKINS, MONTGOMERY, SHAW, JANE SMITH, AND WADDELL AND SENATOR HOLDEN

A CONCURRENT RESOLUTION

To commend Dr. Leonard C. Barnes, former chancellor of Southern University at Shreveport, upon the occasion of a special evening of tribute honoring his remarkable career.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

Leaves of Absence

The following leaves of absence were asked for and granted:

Theunissen 1 Day

Adjournment

Senator Lambert moved that the Senate adjourn until Thursday, April 4, 2002, at 3:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 3:00 o'clock P.M. on Thursday, April 4, 2002.

MICHAEL S. BAER, III
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk